

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

PATRICK MACHNIEWICZ, Individually and  
on behalf of all others similarly situated,

Plaintiff,

v.

UXIN LIMITED, KUN DAI, ZHEN ZENG,  
RONG LU, JULIAN CHENG, DOU SHEN,  
HAINAN TAN, MORGAN STANLEY & CO.  
INTERNATIONAL PLC, GOLDMAN SACHS  
(ASIA) L.L.C., J.P. MORGAN SECURITIES  
LLC, CHINA INTERNATIONAL CAPITAL  
CORPORATION HONG KONG SECURITIES  
LIMITED, and CHINA RENAISSANCE  
SECURITIES (HONG KONG) LIMITED,

Defendants.

Case No: 1:19-cv-0822-MKB-VMS

**CLASS ACTION**

**NOTICE OF MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT**

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 23(e) and this Court's Order Granting Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement (ECF No. 51), Plaintiffs,<sup>1</sup> by their undersigned counsel, respectfully move this Court, before the Honorable Margo K. Brodie, United States District Judge of the United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York, 11201, on September 7, 2021 at 10:00 a.m., for entry of an order granting final approval of the class action Settlement, approving the Plan of Allocation for distribution of the Net Settlement Fund, and certifying the Settlement Class for settlement purposes.

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<sup>1</sup> All capitalized terms used herein that are not otherwise defined have the meanings ascribed to them in the Stipulation of Settlement dated April 1, 2021 (the "Stipulation"). See ECF No. 46.

This motion is based on this Notice of Motion, the supporting Memorandum of Law, the Joint Declaration of Laurence Rosen and Michael Capeci and exhibits attached thereto, all filed contemporaneously herewith, all pleadings, records, and papers on file herein, and such further argument and briefing as may be presented at or before any hearing. In the event that there are any requests for exclusion or objections received by the July 12, 2021 deadline, Plaintiffs will file an updated proposed final order and judgment with their reply.

Defendants do not oppose this motion.

Dated: June 28, 2021

Respectfully submitted,

/s/ Laurence M. Rosen

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 28th day of June, 2021, a true and correct copy of the foregoing **NOTICE OF MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT** was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/ Laurence Rosen  
Laurence Rosen